IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11094 of 1994

For Approval and Signature:

Hon'ble MR.JUSTICE H.K.RATHOD

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DIGVIJAY CEMENT CO LTD & 1

Versus

UNION OF INDIA & 2

Appearance:

1. Special Civil Application No. 11094 of 1994

MR KS NANAVATI for Petitioner No. 1-2

SERVED BY AFFIX.(N) for Respondent No. 1

NOTICE SERVED for Respondent No. 2-3

CORAM : MR.JUSTICE H.K.RATHOD

Date of decision: 25/10/2002

ORAL JUDGEMENT

Heard learned advocate Mr. Vimal Patel for Mr.

K.S. Nanavati for the petitioner. Today, learned advocate Mr. Patel has placed on record note dated 12th March, 1999 alongwith the notification dated 4th July, 1996. As per the note, subsequent to the filing of the aforesaid petition, the Union of India vide notification dated 4.7.1996 amended the impugned notification dated 17.3.1993 where only loading and unloading of lime stone within mine site was substituted in place of mine site to factory. In view of the aforesaid notification dated 4th July, 1996, present petition has become redundant. Accordingly, present petition is disposed of as having become redundant and infructuous. Rule is discharged. Interim relief, if any, shall stand vacated with no order as to costs. Copy of the note dated 12th March, 1999 alongwith the notification dated 4th July, 1996 are ordered to be kept on record.

Dt. 25.10.2002. (H.K. Rathod,J.)

Vyas